

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 24745 of 2003

Between:

- 1 Tatipalli Veerabhadraiah, S/o Lakshmaiah,
Addl. Secretary, PACS Lalapuram,
Konijerla Mandal, Khammam district.
- 2 Sunnam Venkateswarlu, s/o Lakshmachary, Seretary, PACS
Gumpena, Peddireddygudem Post,
Chandrugonda Mandal, Khammam district.
- 3 Golla Gopaiah, S/o Muthaiah,
Secretary, PACS Ganugapadu,
Chandrugonda Mandal, Khammam district.
- 4 Kodumuri Prasada Rao, S/o Bheemaiah,
Addl. Secretary, PACS Padamati Narasapuram,
Juluripadu Mandal, Khammam district.
- 5 Vanama Venkata Rama Rao, S/o Kameswara Rao,
Secretary, PACS Mukalapalli,
Mulakalapalli Mandal, Khammam district.
- 6 Kotha Sampath Reddy, S/o Mukunda Reddy,
Secretary, PACS Pogallapalli,
Mukalapalli Mandal, Khammam district.
- 7 U. Narasimha Rao, S/o Narayana,
Secretary, PACS Nagaram,
Palvancha Mandal, Khammam district.
- 8 P.Sriramulu, S/o Narayana,
Secretary, PACS Panduranga Puram, Vengalrao Colony Post,
New Palvancha Mandal, khammam district.
- 9 T.Subrahmanyewara Rao, S/o Konaiah,
Secretary, PACS Siripuram KG,
Vyra Mandal, Khammam district.

AND

- 1 The Govt of AP, rep. by its Secretary,
Agriculture and Cooperation Dept. Secretariat,
Hyderabad.
- 2 The Commissioner for Cooperation and Registrar of

Cooperative Societies, Andhra Pradesh, Gruhakalpa, MJ

Road, Nampalli, Hyderabad.
- 3 The Dist. Cooperative Officer/Joint Registrar of Cooperative

Societies, Khammam, Khammam district.
- 4 The Divisional Cooperative Officer/Dy. Registrar of

Cooperative Societies, Khammam, Khammam district
- 5 The Divisional Cooperative Officer/Dy.Registrar of Co-op.

Societies, Kothagudem, Khammam district.
- 6 The Khammam Dist. Co-op Central Bank Limited,

Rep. by its General Manager,
Khammam, Khammam district.
- 7 The Primary Agricultural Co-op Society, Lalapuram,

Konijerla Mandal, Represented by its Person in

Charge, Khammam district.
- 8 The Primary Agricultural Co-op Society, Gumpena,

Peddireddygudem Post, Chandurgonda Mandal,
Khammam district., rep. by its Person in Charge.
- 9 The Primary Agricultural Co-op Society, Ganugapadu,
Chandrugonda Mandal, rep. by its person-in-charge
Khammam district.
- 10 The Primary Agricultural Co-op Society, Padamati

Narasapuram, Julurupadu Mandal, rep by its person-in-

Charge, Khammam district.
- 11 The Primary Agricultural Co-op Society, Mulakalapalli,
Mulakalipalli Mandal, rep. by its person-in-charge,
Khammam district.
- 12 The Primary Agricultural Co-op Society, Pogallapalli
Mulakalapalli Mandal rep by its person-in-charge
Khammam district.
- 13 The Primary Agricultural Co-op Society, Nagaram
Palvancha Mandal, rep by its person-in-charge
Khammam district.
- 14 The Primary Agricultural Co-op Society, Panduranga Puram
Vengalrao Colony Post, rep. by its person-in-charge
New Palvoncha Mandal, Khammam district.

15 The Primary Agricultural Co-op Society, Siripuram KG
Vyra Mandal, rep by its person-in-charge
Khammam district.

.....Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in nature writ of mandamus, declaring the action of the respondents in paying salaries to the petitioners under the guise of implementing Section 116-C of A.P. Cooperative Societies Act as illegal, arbitrary and unconstitutional apart from being violative of principles of natural justice and consequently to direct the respondents herein to pay the salaries to the petitioners as they have been receiving prior to April, 2003.

Counsel for the Petitioners: Mr. Nandigam Krishna Rao

Counsel for Respondent Nos 1 to 5: GP for Cooperation

Counsel for Respondent No.6: Mr.P.M.Gopal Rao

The Court made the following order:

Learned counsel appearing for the petitioners submits that the subject matter of this writ petition is squarely covered by the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004.

Following the said judgment, this writ petition is dismissed by and in terms thereof.

No costs.

9-9-2004

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To,

- 1 The Govt of AP, rep. by its Secretary,
Agriculture and Cooperation Dept. Secretariat,
Hyderabad.(with a copy of judgment in W.P.No.3171 of
2003 and batch)
- 2 The Commissioner for Cooperation and Registrar of
Cooperative Societies, Andhra Pradesh, Gruhakalpa, MJ
Road, Nampalli, Hyderabad. (with a copy of judgment in
W.P.No.3171 of 2003 and batch)
- 3 The Dist. Cooperative Officer/Joint Registrar of Cooperative
Societies, Khammam, Khammam district. (with a copy of
judgment in W.P.No.3171 of 2003 and batch)
- 4 The Divisional Cooperative Officer/ Dy. Registrar of
Cooperative Societies, Khammam, Khammam district(with
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Societies, Kothagudem, Khammam district.
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New Palvoncha Mandal, Khammam district.
- 15 The Primary Agricultural Co-op Society, Siripuram KG
Vyra Mandal, rep by its person-in-charge
Khammam district.
16. Two CCs to Government Pleader for Cooperation, High Court
of Andhra Pradesh, Hyderabad. (OUT)
17. Two CD copies.